IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.32469 of 2008
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**RAM NARESH PRASAD SINGH** SON OF LATE JAI NARAYAN SINGH, RESIDENT OF VILLAGE- GANKURA, P.S.- CHANI, DISTRICT- NALANDA.

.... .... Petitioner

Versus

STATE OF BIHAR .... Opposite Party.

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2 **30.09.2008** Heard learned counsels for the petitioner and the State.

Petitioner is an accused for the offence under section 420, 467, 468, 471, 408, 409, 120B/34 of the Indian Penal Code.

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It has been submitted on behalf of the petitioner that the allegation is with regard to the decision of the purchase committee and the orders issued by the Secretary of the said Committee i.e. the District Superintendent of Education, Nalanda. Petitioner is Block Area Education Officer, Noorsarai and accordingly, allegation that sum of rupees fifteen lakhs was given to the Purchase committee for purchase of articles and the said Purchase Committee had taken a decision which was issued by the concerned District Superintendent of Education, and therefore, the petitioner has no concern in the alleged irregularity in taking the decision by the Purchase Committee or by issuing the order. It is further

submitted that the petitioner had only distributed the articles given to him. It is further contended that in similar circumstances co-accused i.e. the Area Education Officer along with another was granted anticipatory bail by this Court as per the order dated 07.07.2008, as contained in Annexure-8 to the petition.

Learned Addl. P.P. opposes the prayer for bail, however he is not in position to refute the submissions with regard to Annexure-8.

Having considered the submissions, as noticed above, and in the facts and circumstances of the case, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, namely, Ram Naresh Prasad Singh be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Nalanda, in connection with Laheri P.S.Case No. 128 of 2005 corresponding to G.R.No. 1753 of 2005 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

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**Manish/-** **( Shailesh Kumar Sinha,J.)**